

## CLASSIFICATION OFFICE DECISION

**Title of publication:** IMG\_6286.JPG

**Other known title(s):** Not stated

**OFLC ref:** 1900203.045

**Medium:** Image File

**Publisher:** Not stated

**Country of origin:** Not stated

**Language:** Not applicable

**Applicant:** Commissioner of Police

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| <b>Classification:</b> | Objectionable. |
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**Descriptive note:** None

**Display conditions:** None

**Date of entry in Register:** 30 July 2019

**Date of direction to issue a label:** No direction to issue a label has been issued

**Date of notice of decision:** 30 July 2019

### Summary of reasons for decision:

The publication is a digital image file of a photograph that has been taken of an image on a device, likely a laptop. The image features a young male subject nude. Text around the image contextualises it as a sexual image that invites the viewer to see the young subject of the image in a sexual light. This at least tends to promote and support the exploitation of children and young persons for sexual purposes under s 3(2)(a) of the Films, Videos and Publications Classification Act 1993. The publication is deemed objectionable. This is contrary to the right to freedom of expression that is set out under the New Zealand Bill of Rights Act 1990. However, this is an outcome that is consistent with Parliament's intention that publications falling under s 3(2) be banned, and reflects New Zealand society's concern to protect its young and vulnerable members from sexual exploitation.